



# PRESENT LEGISLATURE PROMISES SPEEDY DISPOSAL OF MATTERS AT SESSION

## CONTRACT LAW OF ALABAMA INVALID

### Fight to End Negro Pe- onage in South Won by Government.

WASHINGTON, Jan. 3.—The fight of the Federal Government to have the "labor contract" law of Alabama declared unconstitutional was crowned with success today when the Supreme Court of the United States held the law invalid.

The government claimed that the law reduced hundreds of negroes to a state akin to peonage.

### To Sue Estate

WASHINGTON, Jan. 3.—After five years of litigation the Federal Government, by virtue of a decision of the Supreme Court of the United States, today became entitled to press a suit against the executors of the estate of the late Winfield S. Stratton, a Colorado mining magnate, for nearly \$5000 for back stamp tax under the Spanish-American war tax.

### Fight Lost

WASHINGTON, Jan. 3.—The fight against the policy of the State guaranteeing bank deposits met with reverses today when the Supreme Court of the United States held constitutional the bank guaranty law of Oklahoma, Nebraska and Kansas.

### Upheld Amendment

WASHINGTON, Jan. 3.—The so-called Carmack amendment to the Hepburn rate law, making the initial carrier responsible for loss of interstate shipments during transportation not only on its lines, but also on connecting lines, was declared to be unconstitutional by the United States Supreme Court today.

### Libel Case Killed

WASHINGTON, Jan. 3.—The Supreme Court of the United States approved today the action of the New York Federal Circuit Court in quashing the so-called "Panama Canal libel" indictment brought by the United States Government against the Press Publishing Company of New York. This throws the entire case out of court.

## GOVERNOR'S STAFF TO BE ABOLISHED

### Friends of Johnson Predict an End to the Institution.

(Special to THE TRIBUNE.) SACRAMENTO, Jan. 3.—The Republicans of the Assembly have decided, in caucus, to give the Democrats the same amount of patronage which is allowed them, viz., five dollars a day. This is the first time that anything of this kind has been done in the Legislature of this State for many years.

The question of patronage was opened by the Democrats, or rather those of them who had been elected by insurgent votes, in order to defeat regular Republicans. They asked that they be given some recognition in the patronage for the services rendered.

There was a warm and lengthy discussion on the subject behind closed doors. Then the committee to which the matter had been referred made its report.

The recommendation was not favorable to the project of dividing up the patronage at all, but it was agreed that the members of the committee withdraw from its part of the recommendation and, at intervals, was followed by three other members of the committee until only the chairman remained in favor of the original report. The last man finally gave way when he perceived that he was the only one of the quintet that was standing out.

**FIGHT OVER WHYTE.**

There was a lively fight in the caucus of the House over the selection of Edward Whyte of Sacramento as sergeant-at-arms of the Assembly over Jack Stafford, who has held the place for the past fifteen years. Stafford was contented up to the last moment that he was going to succeed himself, but he discovered his mistake when too late. He lost by nine votes. In the Alameda county delegation, in the House, there was only one vote cast for Stafford and that was the vote of Sumner Crosby of Alameda.

A RELIABLE COUGH MEDICINE is a valuable family friend. Fole's Honey and Tea Coughlin has come to stay. After a long trial before Judge Street, El Dorado, Pa., states: "Several members of my family have been cured of a cough and colds by the use of Fole's Honey and Tea and I am sure without fail in curing others who are suffering from the irritation in the throat and loosens up the cold." Wishart's drug store, corner 10th and Washington street.

WELL KNOWN YOUTH IS  
SUMMONED BY DEATH

ALAMEDA, Jan. 3.—Death summoned William Lane, a well known young man of this city, yesterday at the home of his parents, Mr. and Mrs. John Lane, 645 Park street. Lane had resided here for many years and at one time attended the Porter school.

Deceased was 25 years of age. He was a brother of Miss Marion Lane, assistant secretary of the board of education.

All Humors

Are impure matters which the skin, liver, kidneys and other organs cannot take care of without help.

Pimples, boils, eczema and other eruptions, loss of appetite, that tired feeling, bilious tums, fits of indigestion, gall-bladders and many other troubles are due to them. They are removed by Hood's Sarsaparilla.

In usual liquid form or in chocolate-tablets known as Sarsataba. 100 doses \$1.

## GOVERNOR-ELECT TO TAKE OATH OF OFFICE TONIGHT

### Preparations for Inauguration Complete; Long Program to Be Carried Out at Function

(Continued from Page 1.)

The senate then adjourned until 1:55 p.m. on motion of Senator Edward J.离职 of San Francisco.

Senate leaders announced uniformly to lay that the swift gait struck in the opening session yesterday will be kept up for the present at least. A session following the afternoon joint session, and another tonight were scheduled.

Similar expedition is planned for the coming weeks.

### Routine in House

Most of the house session was taken up, calling for a show of votes, indications of combats to come were seen in the attitude of different members on the questions of small expenses to be incurred during the session.

The proposed purchase of a copy of the revised codes for each member called for a forensic display which might have accompanied an appropriation for a new capital building. The question finally was referred to the committee on contingent expenses, yet to be appointed.

### Busy Time Coming

A busy time is predicted in the house. There is scarcely a statesman whose chip pocket is not bulging with a bill. They range from enactments on small projects in isolated localities to revolutionary measures affecting criminal procedure, election laws and railroad legislation.

The Los Angeles suffrage delegation is not yet agreed, but is expected tomorrow. Mrs. Clara Shortridge Foltz, deputy district attorney of Los Angeles, who plans to circumvent the plans of the southern women by the submission of a bill of her own, is working actively in the interests of her measure. In addition to this bill, she will submit two other measures, one on the abolishing of capital punishment and the other to provide for the appointment of a "public defender" in all courts.

The house met in joint session with the senate at 2 o'clock this afternoon to

canvass the vote of the last state election.

The inauguration arrangements have been made by a joint committee of the assembly and senate, \$500 having been voted to defray the expenses of the occasion. This is in strange contrast with the more liberal sums which have been expended in some similar functions.

### Long Program

The program is as follows:

Music, "Hail to the Chief"; prayer, Rev. Father Henry H. Wyman; song, "America"; address, James N. Gillett; administration of the oath of office to Governor-elect Hiram Johnson by Judge E. C. Hart; speech, vice-president Hiram Johnson; sergeant-at-arms, Lieutenant A. J. Wallace; singing, "Star-Spangled Banner"; benediction, Assembly Chaplain Rev. Mr. Bacon.

The following committees are in charge:

Assembly, H. S. Benedict, F. M. Ruthford, John C. March, F. C. Gerdes.

Senate, M. Estudillo, Charles B. Bills and James A. Holton.

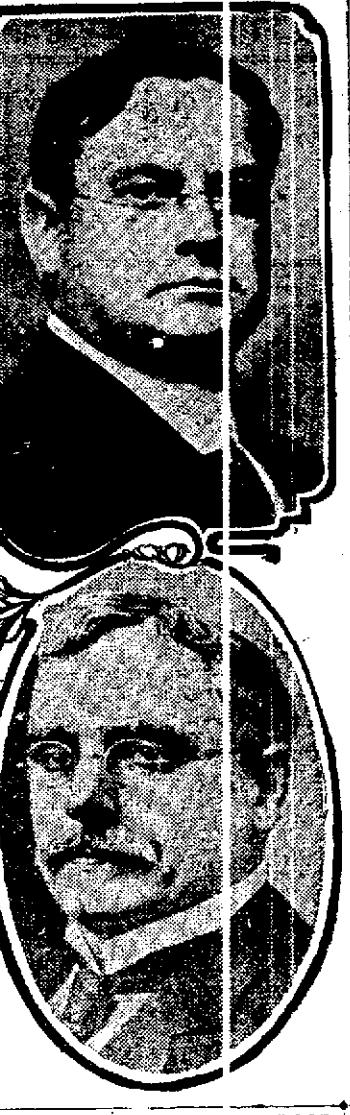
### Ceremony Simple

The inauguration will take place in the assembly room of the state capitol tomorrow night at 8 o'clock. The ceremony will be simple. The oath of office will be administered by Judge E. C. Hart if the appealed court is not selected to order him. E. Boynton, president of the senate. After the singing of national anthems and the roll call of the senate, Speaker A. E. Hawitt, of the house will induce Retiring Governor James N. Gillett, who will make a short address.

Johnson will be introduced by Boynton, and, after taking the oath of office, will deliver his inaugural address. After the rendition of a patriotic air by a duet quartette, Lieutenant Governor Warren R. Porter will speak. After another air by the double quartette, the speaker will administer to Lieutenant Governor-elect Wallace, who will deliver a short address.

GOVERNOR JOHNSON  
on the top; LIEUT. GOV.  
WALLACE below.

## NEW GOVERNOR WILL TAKE HIS OFFICE TONIGHT



GOVERNOR JOHNSON  
on the top; LIEUT. GOV.  
WALLACE below.

## BOURBONS GIVEN EQUAL PATRONAGE

### NAMING COUGHLIN PLEASES OAKLAND

WIN FIGHT IN REPUBLICAN CAU-  
CUS TO GET FIVE DOLLARS  
A DAY.

(Special to THE TRIBUNE.)

SACRAMENTO, Jan. 3.—The Republicans of the Assembly have decided, in caucus, to give the Democrats the same amount of patronage which is allowed them, viz., five dollars a day. This is the first time that anything of this kind has been done in the Legislature of this State for many years.

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NATIVE OF OAKLAND.

Joseph L. Coughlin, the noted incum-

bent in the office, is a native of Oakland and has just entered upon his thirty-first year. He was educated in his native city and, even before leaving school, was a young Republican. After starting out to work, he joined the club not alone with his ward republican club, but also with the central Republican organization.

For eight years he served as deputy treasurer, later he was a deputy auditor and during the last four years superintendant of streets of Oakland.

For four years he acted as secretary of the Republican committee and, at the same length of time he has been a member of the present Republican county central committee of Alameda county. He is connected with Athens Market, No. 6, S. G., and Council No. 1235 Market street, Oakland.

## JURY BRINGS IN PECULIAR VERDICT

BOTH SIDES IN CIVIL ACTION OVER  
CONTRACT WIN AND  
LOSE.

After a long and arduous trial of the

case brought by John A. and Louis Chalon of Redwood Park, Contra Costa County, against H. G. Thomas, Attorney Charles E. Snook, T. C. Coogan, Milton Buckley and C. H. Capwell for alleged

breach of contract to purchase a tract

of land at the Fesk, for \$30,000, a jury

sitting in Department One of the super-

court, Judge James D. Murphy of Mono

county, presiding, so hung the verdict

of \$15,000 against the defendants that

there seems to be little doubt but that

the plaintiffs will be granted a new trial.

The lessors sold the land to the de-

fendants for \$30,000 but after

paying \$20,000 on the contract due to

them under the contract.

When the case was given to the jury

by Judge Murphy it returned to the court

a verdict which not only declared the

Oakland defendants to be the rightful

owners of the property but carried a

verdict of \$25,000 against the plaintiffs.

This judgment startled the contending

parties and surprised Judge Murphy.

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Oakland defendants to be the rightful

owners of the property but carried a

verdict of \$25,000 remaining due, to

gether with interest.

The jury retired again but returned a

second verdict giving to the lessors

\$15,000, or \$10,000 less than was due to

them by the terms of the contract.

## SPALDING GIVES REASON FOR DODGING SACRAMENTO

### Declares Principle Alone Keeps Him at Home; People's Wishes Must Be Carried Out, He Says.

SAN DIEGO, Jan. 3.—In answer to a dignity of the office for which the people of California have nominated me, my candidacy was based on the direct primary. My camp is that we must be elected in strict accordance with the provisions of that law, and it must stand or fall with the law.

"Sincerely yours,  
A. G. SPALDING."

ADDRESSES LEGISLATURE.

Under date of January 2, Spalding addressed the following to members of the legislature:

"Dear Sir: The duty of electing a United States senator from California as required by the Constitution of the United States and in accordance with the provisions of the new primary law you are a member of the legislature at the forthcoming session of that body at Sacramento. I have been invited to go to Sacramento, open headquarters, and be present in person during the early days of the coming session. I do not think that such action on my part is called for by any consideration of policy or duty. On the other hand, as far as the election of a senator from California is concerned, it is the duty of the members of the legislature to see that the election is conducted in accordance with the provisions of the new primary law. I have been invited to go to Sacramento at the State House to vote in the primary election against 40 for my nearest opponent, I must decline to be a party to any such undignified contest.

ISSUE WELL-DEFINED.

"There is a very important and far-reaching principle involved in this senatorial situation of much greater importance than the personal popularity of any candidate. That issue is well defined. The people of California for the first time have had an opportunity of voting on the selection of a United States senator. Their votes have been recorded; the result is known, and the responsibility of determining whether the law granting them that privilege is to be violated, the instructions of the people to be ignored and the professional politicians and their political bases to be further encouraged in their usurpation of the legislative functions, rests on the legislature.

OPEN TO CHARGES.

"We are going to Sacramento for the purpose of personally presenting my claims before the members of the legislature. I would be fairly open to the charge of having abandoned the position I hold. I have held throughout the campaign of having joined the ranks of the professional politicians and of having adopted methods I have repeatedly denounced and which I believe to be unworthy, and I am up for ratification by their representatives. It is not my intention to visit Sacramento, however, for the balloting for United States senator, because I have no reason to question the integrity of members of the legislature who were instructed in selecting that I do not believe one legally elected as a candidate for the United States senatorship at the primaries should be expected to be a member at a session of the legislature where his own appointment by the people under the law is up for ratification by his representatives, who has a proper appreciation of it.

"A. G. SPALDING."

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AVOIDS MISUNDERSTANDING.

"I am writing this personal letter to you to avoid any misunderstanding on the part of any member of the legislature as to my reason for not appearing at Sacramento, where you are to determine your relation to the advisory vote of the several districts of the State, under the law, as expressed at the primary election of August last.

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# TWO ACCUSED OF MURDER FREED

Mrs. Alma H. Vaughn and Alleged Affinity Cleared of Charge.

Accused of Poisoning Professor to Get Him Out of the Way.

LANCASTER, Mo., Jan. 3.—Mrs. Alma H. Vaughn and Dr. James R. Hull, accused of the murder of Prof. John T. Vaughn, nearly a year ago were freed of the charges against them in the circuit court here.

Their cases were nolle prossed by Prosecuting Attorney Reiger of Adair county, after Judge Shelton had refused to grant the further continuance asked by the state.

The announcement was greeted with applause by the friends of Mrs. Vaughn and Doctor Hull, who crowded the courtroom. The widow appeared unconcerned when she understood that she was no longer held on a murder charge.

The inability of Dr. Paul Schweltzer of the State university, the prosecution's poison expert, to be present was the reason for the request for a continuance. Prosecutor Reiger introduced affidavits to this effect, and Dr. El B. Clements of Macon, who was a member of the medical commission appointed in November to examine Doctor Schweltzer, testified in his judgment the expert never would be in condition to take the stand, as he is 80 years old and in poor health.

This ends one of the most famous poisoning mysteries in Missouri's history. Prof. Vaughn was not a strong man, frequently complaining of his poor health, and his wife says he was constantly taking tablets from a box which he carried with him all the time. He occupied the chair of American History in the State Normal school at Kirksville, Mo. The Vaughns had one child a daughter, Wirtfield, aged 7.

## WEALTHY RELATIVES.

Mrs. Vaughn is a niece of Dr. Thomas Proctor, president of the Monroe City Bank. Her father, James M. Proctor, is said to be worth \$300,000. Prof. Vaughn is said to have left an estate valued at about \$100,000.

Another Mrs. Vaughn's story begins. Her husband died suddenly all day October 1, 1908, and when he came home at 4 o'clock in the afternoon said, "Oh, I'm so exhausted, I'm so tired." Mrs. Vaughn begged him to stay at home, but he refused and went out. About \$45 p. t. he returned, saying he was feeling ill and that his back and limbs ached. Vaughn went to the family medicine chest, made some pills from a bottle. Mrs. Vaughn told him contained quinine, swallowed them and then sat down to rest.

## DIES WHILE UNCONSCIOUS.

Shortly afterwards Vaughn came upstairs where his wife was, saying he was sick and his strength but felt better. He was suffering greatly, so the family physician, Dr. J. W. Martin, was called. Dr. Martin afterwards told the grand jury that the symptoms were those of strichnine, that Vaughn suffered intensely and went from one convolution into another, and died in one of the spasms while unconscious. In his report, however, Dr. Martin said that Prof. John R. Kirk, president of the State Normal school, a close friend of Prof. Vaughn, and several others started a quiet investigation into the death, suspending that everything was not right, as Dr. Martin had it resembled strichnine poison. Kirk says he has known Vaughn intimately for seven years and that during that time Vaughn did not take any medicine and that he was not an habitual user of drugs.

## INDICT WOMAN.

A grand jury was called and investigated the death of Prof. Vaughn, returning indictments against Mrs. Vaughn and her son, John T. Vaughn, 15, charging them with deliberate administering strichnine to Prof. Vaughn, which caused his death. A co-conspirator, also indicted into the death returning two verdicts. The first verdict was that Vaughn had come to his death from natural cause, but this verdict was nullified, and a second verdict returned following the receipt of the state chemist's report, saying that Prof. Vaughn had died from the effects of strichnine poisoning.

Vaughn's body was twice exhumed, or by the State authorities to secure evidence for the coroner's jury, and once by the defense, the State sending the visor to Columbia, Mo., to allow Prof. Paul Schweltzer, chemist of the University of Missouri, to make a chemical analysis. Prof. Schweltzer made a partial examination and found that he had found 45 mg. of a grain of strichnine enough to kill several healthy men.

Mrs. Vaughn and Dr. Hull both furnished bonds and were not kept under arrest. They were charged with removing Vaughn as the only obstacle in the way of their happiness.

Good luck is merely escaping bad luck. A man's table manners may depend on the layout before him.

# FINANCIERS DISCUSS SMITH-TEVIS ALLIANCE

*Belief Is Still Expressed That Hill's Hand Is Somewhere in the Big Deal*

(Continued from Page 1.)

net work of electric railways is in actual operation. The assurance is made on every side that the new concern will go right to work, that thousands of men will be employed, and that construction will go forward with a boom so that tangible results may be immediately observed.

Financiers on both sides of the bay are as much mystified as ever over the question of the backing of the United Properties Company. Gavin McNab has allowed the statement to be made that he represents the outside capital in the merger, but he positively refuses to reveal its source, and the assertion is made that from the beginning of negotiations for the merger especial care was taken that the source of financial support should be concealed for prudential reasons.

"If Wall street had known of this," said one of the directors, "there would probably have been a strong attempt made to prevent it. If any of the local bankers are worried because they have knowledge of where our capital comes from, they may be informed that it was a part of our plan that they should not have this knowledge. In fact, we are under obligations not to reveal the source of the outside capital in this company and at its call."

## WORTH ITS FULL VALUE.

"The United Properties Company was incorporated for \$200,000,000 which the holdings which it will acquire will be worth that amount. We do not claim that we have this amount of money locked up in a safe. But we have it available as it will be required in the development of our plans from time to time. If the source of the capital at the command of the corporation were known, the company's enemies would also be definitely revealed."

## KEY ROUTE EXTENSION.

The merger has facilitated the extension of the Key Route system into the Sacramento, San Joaquin and Santa Clara valleys, because the water power right on the American and Tuolumne rivers included in the Tevis contribution to the combine will provide the system with electric power it needs for its operation. At present, the Key Route and the Oak and Tracton Companies buy power from the Bay Counties. The Tevis water power sites are undeveloped, but their develop-

ment is reported, will accompany the expansion of the railways included in the United Properties Company's assets.

These power sites are represented to be capable of producing from 100,000 to 100,000 horse-power, possibly more.

## ON HUNTINGTON LINES.

In the development of the Key Route system the United Properties Company will proceed on lines similar to those followed by Henry E. Huntington in Los Angeles county.

The plan of co-ordinating railway development with land subdivision led Huntington many millions of dollars. The idea of accomplishing in Oakland what Huntington did in Los Angeles has appealed strongly to Smith. The essence of the Huntington plan was the encouragement of home building. With the extensive holdings embraced in the Realty Syndicate, Smith is in a position to offer tract upon tract for homes.

As near as can be ascertained, Smith and Tevis have put into the new company property they value at \$30,000,000. It is said Eastern experts have reported favorably on that valuation.

## BONDS TO BE UNDERWRITTEN.

It is also believed that money to carry out the plans of the new company will be raised by a bond issue to be underwritten by an Eastern trust company.

The new people in the concern are to take the bonds from the trust company, holding them in part and selling same when a favorable market presents itself. It is said.

How the real parties in interest in the company will divide its stock as issued from time to time it is impossible to say.

It can be reliably stated that the securing of incorporation papers in Delaware was to comply with Eastern requests.

It is declared on unquestioned authority that one of the main reasons for deciding upon a capital stock of \$200,000,000 was to provide for the development of the plans of the company for the next twenty years without having to repeatedly change the incorporation papers for increases of capital stock from time to time.

In other words, \$200,000,000 of capital stock was decided upon without regard to the question of how much of it would be issued within any given time, or if all of it ever was to be issued.

# BURNED IN EFFORT TO SAVE CHILD

Woman May Die as Result of Heroism at Christmas Tree Fire.

(Continued from Page 1.)

a butcher on University avenue. After seeing that the woman was out of immediate danger from burning, Perry rushed into the Burns house, threw out the oil stove and extinguished the blaze which had been started when the woman dropped the stove. He also gave assistance to the victim's daughter.

## BABY FIRE VICTIM.

SAN FRANCISCO, Jan. 3.—Screaming with pain and terror, his limbs nighly appalled a mass of flames, little Charles Fields, aged three and half years, crawled along 22nd Street, to safety, through the front door of his home at 11 o'clock this morning, attracting the attention of neighbors, who went immediately to his rescue.

The little boy had been left in bed by his mother, who went out to make some purchases. During her absence he jumped up and stood by a blazing fire. Venturing too near, his clothing caught, and he was immediately enveloped in flames.

His neighbors came to his assistance and crushed out the fire with blankets, the child had already fainted from pain and exhaustion. At the Mission Emergency hospital Dr. Miller found that almost every bit of flesh on the boy's body was seared and scarred as it is not thought that he can recover.

5000 SUIT MAKERS GO OUT ON STRIKE

NEW YORK, Jan. 3.—Five thousand members of the Boys' Knee breeches Makers Union are on strike today in New York and Brooklyn. They seek high wages and shorter hours. About 10,000 men and women will be affected directly and indirectly. The contractors are working with their hands against the manufacturers and hope to bring about some permanent arrangement by which the strikes which occur every year at this season will be made unnecessary.

# U. S. TROOPS TO CO-OPERATE

Troops Detailed by War Department to Take Part in Aviation Meet.

For the first time in the history of aviation troops will be detailed to assist in the experimental work to be carried on by the United States army and navy at the big aviation meet to be held at South San Francisco, beginning Saturday next.

So important are the army and navy tests to be made by the men of the Signal Corps, regarded by the Federal military authorities, that Major J. P. O'Neill, commanding battalion of the Thirtieth Infantry, and such other troops as may be needed on special occasions, has been detailed to assist the aviation committee in carrying on these tests during the entire meet.

This action was taken this morning after a conference between Brigadier General Lester H. Ellsworth, commanding the Department of California, and President F. E. Scofield of the aviation committee, during which arrangements were made to make a temporary headquarters of the Department of the Secretary of War, in reply to communication sent by the Aviation Committee, requesting the assistance of troops for this occasion. The entire disposal of the military was left in the hands of General Goss by the War Department, and he has decided that the importance of the tests are so great as to warrant his personal and official supervision.

"I will do all in my power to forward the test to be made at the aviation meet as I regard these tests to be of the greatest importance in revolutionizing the modern methods of warfare," was the way General Ellsworth spoke during his conference with President Scofield.

"We will be able now," said Lieutenant Paul W. Beck, to make a complete demonstration of the efficiency of the new plane as a detection device. It is probable that we will have a man shooting with a rifle from an airship as well as the tests already decided upon of having a man with a high power gun to bring down a dummy airship on the wing."

This experiment of shooting from an airplane is most important because many officers believe that a rifle built on the lines of the Springfield will soon be devised to carry a heavier projectile loaded with a high explosive.

The interest of the school children in the the meet is growing rapidly, many of them reporting at the headquarters of the committee daily in request for tickets to sell to their friends, in order to secure free admission to the meet on children's day, January 13.

SAN LEANDRO CLUB'S READING ROOM OPENS

SAN LEANDRO, Jan. 3.—The new reading-room of the San Leandro Boys Club opened yesterday with a musical and literary program. The room has been neatly and comfortably furnished by Mrs. Farley, Mrs. Randy, Mrs. Geesey, Mrs. Johnson, etc., have been installed. The gymnasium has been repainted, new lights put in and the entire building painted.

The boys are looking forward to a number of enjoyable tramps to be taken in the near future. The tramp to Redwood canyon last week, on which Professor Nill accompanied the boys, was very much enjoyed.

ARTS AND CRAFTS IS TOPIC.

BERKELEY, Jan. 3.—At the meeting of the Hillsdale Club yesterday evening the subject of arts and crafts was brought to the floor for discussion. Charles Keebler, president of the evening and a large collection of the works of local arts and craft schools, both from this side of the bay and San Francisco, will form an exhibit.

LAUCK TO RETAIN HIS POST FOR TIME

SACRAMENTO, Jan. 3.—Governor Hirman W. Johnson denies that there is any immediate possibility of a change in the office of Adjutant-General, now held by J. B. Lauck. He will not deny, however, that there will be a change ultimately.

"I have no immediate plan of

# BIG TEMPEST AMONG CLUB MEMBERS

Clairement Directors Resurrect Old Law and Steady "Boarders" Roar.

Hereafter No One Can Live There Continuously More Than Three Months.

There is now and so now among the elite who are domiciled under the exclusive roof of the Claremont Country Club, which stands for the last word in social eminence among the elect of the inner circle of Oakland society. A rule in abeyance has been unenacted by the board of directors and will be enforced from this time forth, by the provisions of which no member of the club may be in continuous residence at the clubhouse for more than three months.

Thereby much grief has been caused among those who have made the home-like and picturesque clubhouse on the hill their chosen abiding-place for more than the specified three months for they will be forced to gather their laces and garments, their golf clubs and wardrobes, and make a fitting to other houses, perhaps less exquisitely distinguished.

## ALL NOT HARMONY.

Rumors have been flying among those on the inside of airs in the aristocratic country club that all was not harmonious among those who claim membership therein because there was not room for all who desired to make at least a temporary home at the club, and those who were on the outside looking in wished to take the places of those who were on the inside and didn't want to do any more than look outside.

Therefore, they say, the ruling that none shall live in the comfortable rooms of the club building for more than three months consecutively must be enforced. Those who should know say that nothing so ordinary as the cigar dispenser could possibly prevail among those on the top wave of social nobility of this city and that all has been done in the councils of the club. An old rule has simply been brought to light which has been allowed to fall into disuse, and having a dislike for anything resembling a dead letter on the books of the club the directors have dusted and garnished and set in working order the forgotten ordinance.

## DOVE OF PEACE STILL THERE.

That is the actual statement of affairs, they say, and the dove of peace has never had a thought of taking wing from its resting place over the spacious portals of the club, which though wide and hospitable are as the needle's eye for passage to those who have not the open sesame of social position.

Sam Bell McKeye, the president of the Country Club, and its general arbiter on all occasions, said this morning that it was true that the rule had been made not again at the last meeting of the club directors. "It is not a rule, however," he said. "It has been on the books a long time, but it has not been enforced lately. The rule itself dates back to the time of the fire, when we were overrun with persons who needed a home for the time being, and had our lawn pitched so full of tents that the place looked like a jolly tarry encampment.

"We have not had any argument or discussion about it in the club, or if there has been any it has not reached my ears. Of course the quarters at the clubhouse are far from being large enough to accommodate the number who would like to live there, and on consideration, then, if they wish to have a chance to live there as well as those who have been making the place their home for some time. So we decided that the rule should be made active again and be applied to the present situation without fear or favor. It is very simple and not in the least startling that such an action should be taken by the board, as the rule had been a house rule of the club very nearly since its foundation, and it should stand."

As for the story that Mrs. Harding has been asked to leave, or requested to do so—that is absurd. Nothing of that kind has taken place at all. The fact of the matter is that the apartments now occupied by Mrs. Harding have been occupied at the time to another member who has been traveling abroad, and on his return for the recent opening of the Hotel de Paris, occupied the rooms before Mrs. Harding, and re-rented them for himself upon his return from a tour which I believe he has been making in Europe. Mrs. Harding was allowed to have them during his absence.

## WILL SOON RETURN.

"We have lately received word that he will soon return, and in consequence Mrs. Harding is of course doing nothing about it what ver," he said. "I cannot give you any information. You have to ask the directors of the club."

"They realize that the regulation of the period of residence is only fair when there are so many more than can be accommodated who wish to live at the club."

Mrs. Harding refused to say anything about the matter this morning. "I know nothing about it what ver," he said. "I cannot give you any information. You have to ask the directors of the club."

Last September, as we was about to leave for a target practice at San Diego, I wrote a letter to his wife, telling her to keep her secret in which I told her he had an affinity and added, "I guess you will like this, so I will say good-by."

## DELICATE CHILDREN

Made Strong and Healthy by Vinol.

"I wish I could induce every mother who has a delicate, sickly child to try our delicious cod liver and iron tonic, Vinol.

"It restored our little daughter to health and strength after everything else had failed. It takes so good she loves to take a mouthful of cod liver oil tarts."

"C. W. Stump, Crestline, Ohio, guarantees this testimonial to be genuine."

"The reason Vinol is so successful in building up puny, delicate, ailing children is because it is a combination of the two most world-famed tonics—the medicinal body-building elements of cod liver oil, added by the blood-making and strength-creating properties of tonic iron. It contains no oil, and children love to take it and it cannot harm the most delicate child."

"If we can induce you to try a bottle of Vinol as a body-builder and strengthener for your child, and you do not find it is all we claim, we will return your money on demand. The Owl Drug Co., Oakland, Cal."

Serve Banquet Cheese with crackers or gravy. Avoid a substitute.

# GOVERNOR JAS. N. GILLETT REVIEWS HIS ADMINISTRATION

## SECOND BIENNIAL MESSAGE OF RETIRING STATE EXECUTIVE

**Special Stress Is Given to  
the Importance of Good  
Highways**

**Valuable Suggestions That May Aid  
in Furthering General Welfare  
of the Commonwealth**

SACRAMENTO, Jan. 3.—Following is the full text of Governor James N. Gillett's second biennial message to the State Legislature:

"Executive Department, State of California.

"Sacramento, January 3, 1911.

"To the Senate and Assembly:

"Under the provision of section 10 of article V of the Constitution of this State, it becomes my official duty to communicate by message to you the condition of the State and recommend such matters as I deemed expedient."

"I would call all necessarily look to the incoming Governor for the policy of the next four years, and predicting for him that course which in his judgment will be for the best interest of our State. It is not my wish or intention to hamper my successor by recommendations as to new legislation. I will attempt, therefore, to confine whatever recommendations I make herein to aid in carrying out to a successful conclusion those measures already provided for by law which I deem important at this time. I also desire to make certain suggestions which past experience has indicated may help to make the term of my successor more certain of success and redundant to the general welfare of the State, and to see forth with recommendations as have been brought directly to my attention by the several officers, departments, and associations which go to make up our state government, through their annual and biennial reports made to me since the meeting of the last legislature.

### IMPORTANT MEASURES.

"It is with pardonable pride, I hope, that I may now, at the end of my administration, allude briefly to the more important acts which have become law during my term of office. Since my inauguration there have been enacted a number of very important laws, among which I may mention the State Highway Act, which, as a far-reaching measure for the State's future general welfare and prosperity, has been excellently provided for by law; a modern and comprehensive banking law, which is according to none, in my opinion, to that of any of our sister States, a pure food law, under which our State Board of Health has done much to protect the health of our people, and prevent frauds in our foodstuffs; a railroad rate law, a revenue and demurrage law, an Anti-panama Canal Law, the State lottery law, the state tax on tobacco, and most fertile lands lying within their valleys. Steps also have been taken which are certain to make San Francisco's harbor one of the very best and cheapest in the entire world, and to insure for all time its ability to take care of the great commerce which will inevitably come to it. And with the improvements that are contemplated for the beautiful harbor of San Francisco, which have been proposed by an amendment submitted by the thirty-eighth session of the legislature and adopted at the last general State election, California will, with the improved San Pedro and other harbors, be well able to take care of the fleets of the world long before the time for holding the Panama-Pacific Exposition in 1915 at San Francisco.

### APPOINTMENT OF COMMISSION.

"I have fully realized during my official term that the Governor is held responsible for the successful performance of all public works, and that the execution of such matters may be in the hands of a commission. Often his only connection therewith relates back to the appointment of such commission. In many instances the Governor loses control over such commission after its appointment, which may give his advice, but the advice is not necessarily followed. In many instances the advice is neither sought nor given. All such power of the commission may be in direct conflict with the wishes of the Governor, and yet because of his connection with the commission through his power of appointment he is held responsible for their every act.

"In the preparation of this bill I sought to place the responsibility of carrying out its provisions directly upon the Governor, by placing the work under the control of the State Engineer. Engineering work, the Governor is the head, and all the members of which receive appointments directly from him. If the work is not done in accordance with his wishes he can correct it. He is the one responsible party for the performance of this work, and is given supreme power to see that it is properly and faithfully performed.

"In an undertaking of this magnitude, it is important having a relation to the commission which might be of service to him with the Governor, and which could do the work without consultation with him or perhaps in defiance of his wishes.

"The successful performance of this great project is, therefore, entirely in the hands of the Governor, and he is the one primarily responsible for its success or failure. This thought should be kept in mind in framing all future legislation affecting the construction of said highways.



GOV. JAS. N. GILLETT.

**FINANCIAL AFFAIRS.**

"The State is in a splendid financial condition. At the end of the last fiscal year there remained in the treasury a balance of \$7,201,219.82. The balance due on all obligations incurred or to become due in excess of \$2,000,000, the largest sum ever due at the end of any previous administration. This condition of mast satisfactory solvency is especially pleasing when the tax rates of this administration are compared with previous years.

"The tax rates under the administration of Governor Gage were as follows:

1909 ..... .501

1910 ..... .48

1902 ..... .382

"Under the administration of Governor Gillett the rates were as follows:

1907 ..... .581

1908 ..... .49

1909 ..... .47

1910 ..... .43

"A more ready comparison can be made in placing an inspection of the average rates on each \$100 of assessed valuation of the last five administrations:

Markham's administration ..... 45.7 cent

Budd's administration ..... 45.8 cent

Gage's administration ..... 45.0 cent

Gillett's administration ..... 45.0 cent

"The last session of the legislature I prepared and submitted to that body a measure providing for the issuance of \$15,000,000 of bonds, for the acquisition, construction, and maintenance of a system of State highways. This bill was prepared with great care, and was drawn with an idea that it should serve as a model for future legislation, as it was to be introduced to this State for its service in putting this bill in proper legal form, and also to the State Treasurer for his expert excellent advice and suggestions relating to the method for the issuance and sale of the bonds provided for in the act.

"As originally introduced, the bill provided that all public highways lying within the right of way of any state highway should be compensated, and that no compensation be held made therefor, and would have a serious effect on prison discipline.—From Message of Governor James N. Gillett.

### PAROLE SYSTEM WORKS WELL

"During the past two years here have been on parole at times 627 prisoners. Paroled men, according to our State records, have earned during time on parole \$642,822.34, and their savings have aggregated over \$150,000. When we realize also how few of the men on parole have violated the confidence reposed in them, and when we further consider that it costs our State about \$180 a year to confine and care for a prisoner, I think it must impress even the most skeptical with the virtues of our parole system. I may further add that it has been estimated that had all of our paroled men been forced to live out their prison sentences the additional cost to the taxpayers of the State would have exceeded \$500,000.

"This policy ought to be continued in fairness to those on parole who are now earnestly striving to become worthy men, so that the hope of ultimate reward may continue before them. An abandonment of the policy would be most discouraging, and would have a serious effect on prison discipline.—From Message of Governor James N. Gillett.

Meeting them with the centers of trade and markets for their products.

The people's demands must not be abused, and it is due to them that the members of the legislature should vest in the Governor the most ample and complete authority to carry on this work to a successful termination, enabling him to prevent neglect, incompetence, graft or official corruption.

Before concluding this subject I desire to call your attention to the matter of connecting a road from Jackson, the county seat of Amador County, to Bridgeport, the county seat of Mono County, and the improvement to reconstruction where necessary of the road from Bridgeport southward through Mono County, connecting with the eastern terminus of the Tioga Pass road, recently constructed by the State of Nevada, between the county seat of El Dorado, Big Pine, Independence, the county seat, and Lone Pine to Mojave, then to connect with the road to Bakersfield, the county seat of Kern County, such road to be made in accordance with the most approved principles of scientific highway construction, adapted to all classes of traffic and particularly to that of tourists with motor cars.

This road is not officially provided for, and the highway is not included in the general provision of connecting outlying county seats with the main state highway. The importance of this road cannot be overestimated, as it will open up one of the most fertile portions of this great state, with abundant promise of imminent development.

"A model highway along the route suggested would quickly acquire an international fame and form a scenic thoroughfare unsurpassed, not equalled by any other in the world, and would skirt for many miles the beautiful Sierra, and would penetrate into the very heart of this magnificent range of mountains. Such a highway would annually attract to this state thousands of tourists.

### STATE HOSPITALS FOR THE INSANE

"The population of our state hospitals for the insane is steadily increasing. During the last biennium period ending June 30, 1910, there were received into our state hospitals 223 patients, as compared with 2018 during the previous two years, and the total population of the hospitals at the end of the last fiscal year was 7136. But, while it is true that the number of insane in our state hospitals has increased quite rapidly for years past, yet we are fortunate in the fact that the increase has not kept pace with the increase in our state population.

"The government census of 1900 shows that California had a population that year of 1,485,058. The insane in our hospitals at that time were 526, or one insane person to every 2,771 of the general population. The census of 1910 gives a total population of 2,377,149, and hospital patients in both 1900 and 1910 have one insane person to every 223 of the state's population. With an increase of 60 per cent in population for the past 10 years, there has been an increase during the same period of but 35 per cent in the insane under state care.

### COMPENSATING COUNTIES.

"I wish to call particular attention to this matter, as it has repeatedly been claimed that there was no provision in this act providing for compensating counties which had permanently improved highways lying within the right of way of the State highway. There is more or less excuse for this error because of a possible mistake made in punctuation in the printing of the statutes.

"As originally passed by the legislature, the bill was amended in such a manner as to permit the State of California to compensate the counties for all highways permanently improved under county or state bond issues within three years prior to the adoption of this act, and which came up to the standard required of State highway.

### PERMANENT IMPROVEMENTS AND BUILDINGS.

"During the past two years considerable advance has been made in our state hospitals for the better care and cure of the patients. Four of our hospitals have opened receiving and treatment buildings fully equipped with apparatus for hydro-therapeutic treatment, and having skilled nurses in attendance. The report of the several superintendents shows that the results obtained from the adoption of these methods have been gratifying.

"The percentage of complete recoveries for the biennium period, taking the entire hospital system of our state, has reached 35 per cent.

### TREATMENT OF PATIENTS.

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"I believe it would also be well to amend the lunacy law to permit the commitment of inmates and drug habitues for such definite periods of time as will permit of the necessary treatment. Under the law as it now exists we can not hold these cases of temporary insanity long enough to obtain radical benefit. The result is that a great majority of this class are discharged only to be re-committed to a comparatively short space of time, and some of them are committed even the third and fourth time.—From message of Governor Gillett.

ary, but it affords a way of providing for the advantages of an early treatment in certain classes of cases. Many of the eastern states have a similar plan, and I believe our state could adopt it with good results.

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### GENERAL SUPERINTENDENT OF STATE HOSPITALS.

"Finally, I wish to say, before concluding the subject of the care of the insane, that in my opinion California is very fortunate in having at the head of its hospitals Dr. F. W. Hatch. For over thirteen years Dr. Hatch, as the general superintendent of state hospitals, has been in practical charge of our state hospital system, and I believe that no state officer has worked more conscientiously and efficiently than he, and to him more than to any other person can we credit the high standard to which our state hospital for the insane have been brought.

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## SURELY SETTLES UPSET STOMACHS

Indigestion, Gas, Heartburn and Dyspepsia Go and You Will Find Fine in Five Minutes.

Every year regularly more than a million stomach sufferers in the United States, England and Canada take Pape's Diaperin, and realize not only immediate, but lasting relief.

This harmless preparation will digest anything you eat and overcome a sour, gassy or out-of-order stomach five minutes afterwards.

If your meals don't fit comfortably, or what you eat lies like a lump o' lead in your stomach, if you have heartburn, that is the sign of indigestion.

Get from your Pharmacist a 50-cent case of Pape's Diaperin and take a dose just as soon as you can. There will be no sour risings, no belching of undigested food mixed with acid, no stomach gas or heartburn, fullness or heavy feeling in the stomach. Nausea, Debilitating Headaches, Dizziness or Intestinal griping. This will all go, and besides there will be no sour food left over in the stomach to poison your breath with indigestion odors.

Pape's Diaperin is a certain cure for out-of-order stomachs, because it takes hold of your food and digests it just the same as if your stomach wasn't there.

Relief in five minutes from all stomach misery is waiting for you at any drug store.

These large 50-cent cases contain more than sufficient to thoroughly cure almost any case of Dyspepsia, Indigestion or any other stomach disorder.

## NYE APPOINTED HEAD OF BOARD

Chairmanship of Equalizers' Organization Accepted by Oaklander.

(Special to THE TRIBUNE.) SACRAMENTO, Jan. 2.—The north has won in the south in the matter of the chairmanship of the State Board of Equalization, which has been decided by the selection of A. B. Nyé of Oakland for the position. The matter of reorganization has been under consideration for some time and among the candidates for the position of chairman were John W. Mitchell, a former chairman of the Board of Supervisors of Alameda county; Justus L. Tamm of Northern California; W. H. Wells urged to accept the position of chairman John Mitchell did not seek the office. He was desirous, however, of working with the board. If he could still further the purposes of the organization, he said, he was willing to assume the position.

### ONLY PRESIDES.

The chairmanship, however, has no appointments to make, and has to do mostly with the work of presiding over the meetings of the board.

Nye succeeds Alexander Brown, chairman, and Mitchell takes Brown's position on the board. The other new member of the board is Edward Rollins of San Francisco. The other older members are himself; McNamee is Richard E. Collin of Redding.

### DEMOCRATS MEET.

HILLINA, Mont., Jan. 3.—Democrats on joint ballot the 22d legislature assembly of Montana met yesterday and effected organization. The new assembly will elect a successor to United States Senator Thomas Carter, Repub-

# UNIVERSITY INCOME WILL PROVE DIFFICULT PROBLEM TO SOLVE

## Duty of Legislature to Provide Ample for Keystone of the State's Educational Arch, but Many Obstacles May Be Thrown in the Way

(Cont. from Preceding Page.)

and the liberal encouragement of all the most essential aims of government. The greatest educational opportunity of the present lies in the development of such institutions as this which is growing upon the University Hill.

### IMPROVEMENT OF MONTEREY HARBOR.

The Joint Committee on Harbors appointed by the legislature of 1907 called attention to the necessity of a federal appropriation for Monterey Bay. Such an appropriation now seems probable, and it is expected that much federal aid than the sum of \$200,000 shall be raised from other sources. The construction of a seawall providing a safe anchorage for ships in this harbor is the chief problem, and the committee should strongly commend itself to your consideration. As the national government does not feel disposed to make the entire appropriation, the balance of a considerable portion thereof should be supplied by the state of California.

### STATE BOARD OF AGRICULTURE.

During this administration the State Board of Agriculture had bill passed in the legislature removing the old agricultural pavilion from the capital grounds, being the property of the state board of agriculture to park and beautify a large tract of land immediately adjoining the city limits of the state capitol whereupon annual rent and exorbitant rents were charged with abundance of room for suitable buildings.

Following this, other laws have been enacted and appropriations have been made for the erection of a few of the more important buildings necessary for exhibition purposes. Some of these buildings are only partially built and others are very necessary if this state is to hold its own with the Eastern states, and thereby stimulate, protect, and foster production along the lines of agriculture, horticulture, mining, manufacturing, and kindred industries which will result in the last state fair is largely due to the pluck and energy of the citizens and merchants of Sacramento, and the state is greatly indebted to the committee in charge acting in behalf of the state.

"There are now in the institutions in the state about 100 children who will be 14 years old, eligible to admission to this school during the next year—about 275 girls and 425 boys; some may find homes, but the greater portion must be sent with education to train them for the new era. There will be some future need in the way of further appropriations to equate the training school for efficient service, and I recommend a liberal appropriation therefore.

### FISH HATCHERIES.

It is very important that there should be an abundance of fish in the streams of this state to furnish a cheap food supply for the people. Salmon and striped bass are our two best food fishes, and there is no reason why the streams of this state should not be abundantly stocked with them. This can only be done by protecting their spawning grounds and by creating fish hatcheries.

The fish hatchery at Sisson has been an excellent success, and similar hatcheries should be erected at various points in this state for the purpose of furnishing this food supply.

"One of the most important natural spawning grounds for striped bass is the Sacramento and its tributaries, which empties into the Sacramento river near Rio Vista. Bass going up these streams in large numbers are followed by the fishermen and are caught before they

are matured and are caught before they

"By an adequate and proper protection of this spawning ground San Francisco bay and the streams flowing into it in a few years will be thoroughly populated with this spindrift fish, reducing the price to the consumer much below that which now prevails. In addition to the protection of this slough as a natural spawning ground, which should continue to look to the citizens of any one city to continue to appropriate money for state purposes, and I therefore hope and trust that this legislature will give me the subject the consideration when it is presented to you.

"My relations with the various branches of the legislature have always been most pleasant. Constituted of able upright men, they have induced the Spring Valley Water Company to lease, free of charge, three acres of land adjoining the school for the purpose.

"I call attention to the report of our State Librarian and respectfully suggest that the legislature take some action that is not in need of additional room; the controller and other officials have no private office in which to conduct the important affairs of state.

"Any additional space available by the State Capitol Commissioners during this administration, but the state has outgrown its Capital building, and it is not large enough to house its courts and legislative departments. It is proposed to add another floor to the building and placing the square in shape.

"Acting Marshall Johnson does not fail to stand every hour that puts his foot in the door, and I am sure that the city improvements are expected to be completed within a short time.

My relations with the various branches of the legislature have always been most pleasant. Constituted of able upright men, they have induced the Spring Valley Water Company to lease, free of charge, three acres of land adjoining the school for the purpose.

"In conclusion, I desire to express my thanks and appreciation to the officers and employees of the different departments and bureaus who have assisted me in my administration. To their efforts I feel deeply grateful. J. N. CHILLETT.

### STATE LIBRARY AND COURT BUILDING.

Not only has the work increased in all the state offices, but likewise in the state library and court building, so that the controller and other officials have no private office in which to conduct the important affairs of state.

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## BERKELEY

FRUITVALE  
MELROSENEWS OF  
SAN LEANDRO HAYWARD

## ALAMEDA

TAKEN TO PRISON  
AS MOTHER DIES

Alameda Woman Jailed as Result of New Year's Debauch in Home.

ALAMEDA, Jan. 3.—With her mother dying in an adjoining room, Miss Anne Martin carried on a New Year's debauch in her home at 1140 High street which resulted in her arrest yesterday afternoon on a charge of cruelty to children. The woman had an adopted child named Agnes Mary Martin, in the house with her while the revel was in progress and the intervention of neighbors led to her release.

Almost at the same time that the woman was arrested her mother, Mrs. Maria Joseph, passed away. The arrest was made by Policeman C. E. Koyce and M. J. White, secretary of the Society for the Prevention of Cruelty to Children.

The home on High street was turned topsy turvy by the Martin woman in her drinking bout with several men, according to White. He is to have the little child of the woman taken in charge by an orphan home.

GRIESBEEGER wines are California products, grown and made on our own vineyards in Napa and Livermore valleys. Its quality is superior to any.

ALAMEDA CLUB WILL  
CONFER ON CAMPAIGN

ALAMEDA, Jan. 3.—The committee on organization of the Greater San Francisco Club of this city will make its report tonight at the meeting to be held by the organization at Underman's Inn.

The first meeting of members favorable to consolidation with San Francisco under the borough system has progressed rapidly and a campaign of education will be carried on by the committee to gain the club's side of the matter to the voters of the city.

## Fountains &amp; Elsewhere

Ask for  
"HORLICK'S"  
The Original and Genuine  
MALTED MILK

The Food-drink for All Ages.

At restaurants, hotels, and fountains.

Delicious invigorating and sustaining.

Keep it on your sideboard at home.

Don't travel without it.

A quick lunch prepared in a minute.

Take no imitation. Just say "HORLICK'S".

In No Combine or Trust!

SOCIETY LEADERS PRESENT  
WHEN BABE IS CHRISTENED

MR. AND MRS. ALFREDO SORIA and their infant son who was christened on new year's day.

TWO CONSULS  
GRACE THE  
OCCASION

FRUITVALE, Jan. 3.—Ernesto Juan Soria, the four-months-old son of Mr. and Mrs. Alfredo Soria of this place, was christened at St. Elizabeth's church New Year's day by Rev. Father Victor, with Jose E. de Ycaza, head of a prominent family here, as godfather and Miss Paulita Gutierrez, a society woman prominent in the Mexican colony of San Francisco, as godmother.

Following the christening services, which were held at 2:30 o'clock this afternoon, a banquet was given at the Soria home, at 1880 Bassett street, at

which the godfather, Senor de Ycaza, was host.

## HOUSE DECORATED.

The house had been decorated for the occasion by Carlos Luna, one of the invited guests. Suspended from the center of the dining room, in the double height room was a mammoth ball of 100 electric lights in red, white and blue. A profusion of flowers and ferns and variegated ribbons were artistically arranged about the room, tables and chairs and the tables and dining-room were decorated in holly berries, ferns and flowers.

More than eighty friends enjoyed the elaborate feast given by Senor de Ycaza, which dinner was preceded by a toast to the guests we're Dr. J. M. Fernández, consul of Panama; Mr. Piquetón, consul for Costa Rica, Honduras and Nicaragua; H. Hermann, San Francisco architect and builder, who acted as master of ceremonies; Mr. and Mrs. Fisher of San Francisco, Mr. Jesus G. Soria, Edward Scott Mr. Nugent, J. M. Davet of the United States Navy, Miss M. de Osgueda, Mr. and Mrs. John T. Conroy, Mr. and Mrs. George Maggio, Mr. and Mrs. Guardia and a large number of young people from the bay cities.

At the conclusion of the banquet an enteraining program of music, songs and dancing were enjoyed, dancing and more festivities went on the program for the evening.

Those who took part in the program were:

Mrs. Adele Meyer      Alfred Soria  
Miss Anna Potts      Miss Dolores  
Mrs. Jean de Marca      Jack Sloss  
Miss May Magree      Louis Guardi  
Miss Anna Padilla      J. Christensen  
Miss Holtz      Miss Rose Studiger

THE SMALLEST INFANT  
ever born to DRY WHOLE MILK.  
Baby born on this milk weighs  
and are not troubled with formation of  
cysts in the stomach. All grocers

## Alameda Personals

ALAMEDA, Jan. 3.—Mrs. Louis Randolph Wehrmann was hostess this afternoon at a reception given her home to the members of the Scroll and Key Society. The guest of honor was the Miss Alice Davis, Mrs. Martin, Dorothy Hazel Crockett, Leon Connor, Dorothy Tisdale Rita Burke, Lucy Standiford, Wynona McMillan, Nedra Fanning, Majorie Edmunds, Ruthie Parker, and Mrs. Alice Estelle Lee, who spent the holidays with her relatives in this city, left last night for McCloud to resume her duties in the school at that place.

Mrs. Estelle Lee, a teacher at the school, who is teaching in the Fresno school department returned to the southern city yesterday, after spending the holidays with relatives.

Miss Harriet Fogg is spending a few days with friends at their ranch near Sacramento.

Mrs. Helen White entertained this afternoon at an informal bridge party.

## SLIPS DOWN HILL AND

## FRACTURES RIGHT ARM

ALAMEDA, Jan. 3.—While taking an outing in Golden Gate park in San Francisco yesterday Mrs. M. J. Smith of 1574 Broadway, this city, slipped down a steep hill and suffered a fracture of her right arm. She was taken to the park hospital and her injury treated. She was afterward removed to her home in this city.

A few minutes after Mrs. Smith's accident Mrs. Sophia Naf of 1019 Twenty-fourth street, Oakland, suffered a similar mishap.

## FORESTERS TO ENTERTAIN.

SAN LEANDRO, Jan. 3.—Comon San Leandro Notary publics of America is planning a series of entertainments to be given this season. Its New Year's eve dance, given Saturday night at U. P. C. Hall, was a large success.

For either acute or chronic kidney disorders, for annoying and painful urinary irregularities take Fels' Kidney Pills. An honest and effective medicine for kidney and bladder disorders. Wishart's Drug store, corner 10th and Washington streets.

STOP THAT COUGH NOW  
With Brown's Bronchial Troches.

50c

75c

HUB COAL RANGES

Real Gut  
Rackets ..... \$1.00

Blades Resharpened, 30c dozen

Boys' and Girls' Extension  
Frame Roller Skates, up from .....

75c

All Makes of Flexible Razor

Perfection  
and Banner  
Oil Heaters

Guaranteed  
smokeless and  
odorless—all sizes  
Best on the  
market

WE SELL BEST COAL OIL

Gas-Light  
Fixtures  
55c

Complete with  
maisel  
Extra  
minutes  
10c

Heinrich  
Sci-sors

Large assort-  
ment fine  
Pocket Knives

Builders' and  
Household Hardware

Guns, Ammunition  
and Fishing Tackle.

94935

WINS THE MAXWELL AUTOMOBILES

The holder of this number must claim the automobile within ten days or forfeit his right.

Fourteen other numbers drawn in succession are entitled to claim the machine in their order if the first number does not claim it.

The other fourteen numbers will be found posted at our two stores.

Dated, January 3, 1911.

Send for  
Free  
Catalog

Open  
Saturday  
Evenings

908-910 BROADWAY, OAKLAND

MARSH AND MASON STS., SAN FRANCISCO.

STOP THAT COUGH NOW  
With Brown's Bronchial Troches.

LAW FOR PEOPLE,  
NOT FOR SOLDIERS

Dr. Fairbanks Charges Troops  
Wantonly Slaughter Game  
in Yosemite.

BERKELEY, Jan. 3.—That United States soldiers violate the game laws, which they are supposed to enforce, in the nature of a New Year's eve, was held in the new Hotel Shattuck last evening and proved to be one of the most elaborate and enjoyable fraternal affairs held in Berkeley for many months. The members and their wives to the number of 250 were at the dinner spread in the blue and gold dining-room. The dining-room was later transformed into a ballroom, and to the music of a special orchestra the Knights and their ladies danced until a late hour.

Dr. Fairbanks has already filed charges with the Department of California and the federal authorities have replied by asking him to present specific information.

"It is my observation," said Fairbanks today, "that the soldiers, supposed guardians of the valley, showed a disregard and utter contempt of all game laws. They carried their side arms and hunted and fished where and when they wanted, although other persons visiting the valley were required to leave behind their rifles and dogs.

JUDGE WILLIAM H. WASTE presided as toastmaster at the banquet and numerous speeches were made.

The following committee was in charge of the banquet and ball: J. W. Atkins, E. S. Loring, R. A. Stevenson, E. S. Valentine, R. L. Reid, William H. Waste, G. C. Goulding, G. O. Threlkeld, G. B. Ocheltree and S. Merrill.

Those present were:

Miss M. A. Albee, wife  
Miss Blanche H. Albee, B. M. Newcomb and  
Miss Fausto, wife of Albee, William Nichols Jr.

A. H. Allen and wife and wife

Arthur Atwell and wife Miss Nichols

B. H. Atwell and wife Miss Nichols

Miss Frances Wooley

J. H. Nyström

J. H. Nyström

F. B. Ogden and wife

First Lt. B. Turner

H. A. Barry and wife

Dr. J. T. Blake and Henry N. Phillips and wife

Mr. and Mrs. Blake

W. J. Phillips and wife

William Brady Jr. and George A. Pratt and wife

Miss Fausto, wife of Brady

Miss Fausto, wife of Pratt

S. E. Bretherton and Miss Virenda Print

W. E. Clegg and wife William H. Pepper and wife

R. E. Cleland and wife

H. I. Bennett and wife G. Henry Shearer and wife

A. Donagh and wife Frederick W. Swift and wife

A. B. Ellis and wife W. F. Schubert and wife

W. H. Flinton and wife E. Stevenson and wife

Mrs. Emma L. McWhiney

Miss Anna Potts

TUESDAY EVENING

OAKLAND TRIBUNE

## HEART--TRIBUNE'S PAGE FOR WOMEN--HOME



**M**RS. A. C. DIETZ will entertain on Thursday afternoon this week, when she will be hostess to the members of a local card club, who will meet for a game of bridge. The members include a group of well-known matrons of Oakland, who meet at regular intervals for a card game, followed by an informal social hour.

Mrs. Dietz's home on San Pablo avenue will be artistically decorated in holiday colors and among her guests will be:

Mrs. Harry Mills Bull Mrs. Henry Cushing  
Mrs. Frank Campbell Mrs. Fred Campbell  
Mrs. Frank Viguere Mrs. Chadwick

Mrs. May Coogan entertained the members of the Linda Vista Club this afternoon at her home on Oakland avenue. The club is composed of prominent girls and matrons of the local social set, among them being:

Mrs. Georgeraz Mrs. Margaret Taylor  
Miss Anna Chase Mrs. Henry Chase  
Miss Charles Lohr Miss Bessie Palmer  
Miss Eleanor Parker Miss Alice R. Cowles

**DANCE IN ALAMEDA.**

Miss Ruth Soule gave a pretty affair shared by twenty of her friends, last evening when she was hostess at an informal dance at the Soule home in Alameda.

Miss Soule is attending Stanford University and many college friends were included in her invitation list.

**MRS. WEINMANN HOSTESS.**

Mrs. Louis Randolph Weinmann entertained informally today when she invited several friends for an hour at the bridge tables. Her guests included:

Miss Martha Vaughn Miss Wynne Meredith  
Miss Josee Conner Miss Margaret Johnson  
Miss Mary P. Tadale Miss Anna Youngblood  
Miss Rita Burke Miss Alice Lawton  
Miss Lucy Staudler

**LARGE TEA.**

Mrs. Roy Baker, who, before her marriage, was Miss Hazel Burpee, will be the guest of honor at a large tea tomorrow afternoon, when Mrs. C. J. Baker will entertain at the family residence in Monte Vista avenue.

**RETURN FROM PORTLAND.**

Mrs. Reginald D. Holmes and her daughter, Miss Florence, and Mrs. Mary Holmes, have returned from a visit of several weeks in Portland, where they were the guests of Mr. Holmes' parents, Dr. and Mrs. Richard B. Knight.

**KEEP OPEN HOUSE.**

Open house on the old New England plan was observed at the residence of Mr. and Mrs. F. L. Hall in Greenwood avenue yesterday afternoon and evening. Mrs. Hall was assisted in receiving the guests of the day by Mrs. W. J. Bradshaw, Mrs. N. J. Hosson, Mrs. Harry Welch, and Mrs. Frank M. Dunn. The following list of guests were entertained:

Mr. and Mrs. Percy Robert Jr.  
Earl Black Mr. and Mrs. John Weston  
Mrs. H. Reed Mr. and Mrs. Theodore Jenkins  
A. Curtis Mr. and Mrs. E. H. Biggs  
Fred Andrews Mr. M. M. Madsen  
Mrs. Martin Evans Mr. and Mrs. A. J. Stearns  
William H. Jordan Miss Rose Raphael  
Mr. and Mrs. Shaw Miss Helen Huber  
Car Anrich Mr. and Mrs. Bradshaw  
Mrs. and Mrs. Sam M. H. Welch  
C. Grim F. J. Full  
Mr. and Mrs. William Dr. G. C. Johnson  
Mr. and Mrs. George W. T. Powers  
E. Ervin Y. Howard  
Mrs. M. M. Madsen

**DANCE.**

The Saturday Night Club will give its next dance on January 8 in Hall and will be attended by nearly 200 guests. The patrons of the club are Mrs. Henry Mills Bull, Mrs. Warren Cheney, Mrs. William Halve, Mrs. William H. Jordan, Mrs. William C. Wetherell, Mrs. William Waddell, and Mr. James Jackie.

The executive board for arranging the dances includes Miss Mattie Herbert, Miss Edith Bleeker, Miss Carle Bright and H. L. Reed.

**ANNOUNCE ENGAGEMENT.**

Mr. and Mrs. George J. G. Mars have announced the engagement of their daughter, Miss Georgette M-



**MRS. ROBERT EMMETT HARRIS** of Berkeley who is at present visiting in Denver. —Hubelicht photo.

sly, and Scarle Nevius, a graduate of the University of California with last year's class.

Mr. Nevius lives in San Francisco but visits frequently on this side of the bay. The wedding of the couple will take place next summer.

**ENGAGEMENT.**

The engagement of Ellingham Sutton and Maude Wilson is of interest to a wide number of friends.

Miss Wilson is a San Francisco girl while Mr. Sutton is the son of Mrs. A. Adams, U. S. N. retired.

Unknown to her most intimate relatives she had her marriage to Kildare annulled after he had been confined in an asylum.

She and her young daughter visit the first husband every other day at the institution where he is confined.

As Mrs. Kildare she has assiduously pursued him literary career and as Mrs. Adams, with a high social position, she has devoted a large part of her time to charitable and religious work.

**NEW YEAR'S EVE.**

New Year's eve, when Miss Pauline Conner and Vernon Handley were married at the home of the bride's sister, Mrs. L. T. Ward, in East Oakland. Only the immediate relatives of the couple were present at the ceremony, which was performed by the Rev. A. W. Palmer of Plymouth Congregational Church.

The couple will make their home among the orange groves of Exeter, in Tulare county.

**MR. AND MRS. PERCE** Robert Jr.  
Earl Black Mr. and Mrs. Weston  
Mrs. H. Reed Mr. and Mrs. Theodore Jenkins  
A. Curtis Mr. and Mrs. E. H. Biggs  
Fred Andrews Mr. M. M. Madsen  
Mrs. Martin Evans Mr. and Mrs. A. J. Stearns  
William H. Jordan Miss Rose Raphael  
Mr. and Mrs. Shaw Miss Helen Huber  
Car Anrich Mr. and Mrs. Bradshaw  
Mrs. and Mrs. Sam M. H. Welch  
C. Grim F. J. Full  
Mr. and Mrs. William Dr. G. C. Johnson  
Mr. and Mrs. George W. T. Powers  
E. Ervin Y. Howard  
Mrs. M. M. Madsen

**WEDDINGS.**

A pretty wedding was solemnized in Alameda on the evening of January 1, when Miss Teresa Puccini and Raymond Holmes were married by the Rev. L. E. Crowe at a beautifully appointed ceremony.

Miss Carol Brown attended as bride.

Young Morris was well known in Alameda and after their return from their honeymoon will make their home in that city.

Another wedding was solemnized on

**MISS EDNA ORR HOSTESS.**

Miss Edna Orr entertained this afternoon a group of friends at the bridge tables, her guests including:

Mr. Mark Davis Mrs. William S. Bishop  
Mrs. Fred Williams Mrs. William C. Wetherell  
Miss Norma Carter Mrs. M. J. Kelley

**BRIDGE PARTY.**

Miss Elizabeth Stitt will be com-

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The wedding of Miss Stitt and Chester Rienhart will be solemnized February 8.

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# FOUR THINGS IN FAVOR OF 'THE BEAUTY SPOT'

Music, Color, Beauty and De Angelis Good Amusement Collection.

**COMEDIAN AN IDLER, BUT GETS APPLAUSE**

**Best of Broadway's Chorus Garden Gathered for Production.**

(By LEO LEVY.)

With De Angelis, De Koven and Her bert responsible for the deal—three of a kind, indeed; and with music and beauty a mighty good pair to draw 'o, it will occasion no wonder that "The Beauty Spot" played to a full house at each performance yesterday, and is sold out to do the same tonight and tomorrow evening. The Macdonough theater was well filled for the first two performances of the musical comedy that has had its allotment to music and is well on its way to more. Oakland turned out without a prediction and stayed to see a fulfillment.

"The Beauty Spot" has four things in its favor: Tunefulness, color, feminine beauty and De Angelis. De Koven gave the best of his doting to the score with the resultant solid melody that isn't the easiest thing to whistle, but lasts. The scenic artist, and the stage manager spared neither paint nor ideal to make the production glow. The "tints and roses that bloom along Broadway, New York, were transferred into a crimson bouquet, anemones, wallflowers and the like being carefully avoided. De Angelis—but a new paragraph for the General.

**COMMEDIAN AN IDLER.**

De Angelis is an idler, not a lazy specimen of the genus, mind yo, just an idler for the sake of the thing. He goes his laughs without working over him, so can't be blamed for letting the other fellow labor. As General Smoover, in "The Beauty Spot," his occupation is running the Russian legation at Paris and an osculation marathon. De Angelis and Samovor, kisses every woman that gets in his way, and directions evidently call for chorus girls for principal stage to place themselves in his path. Of course, he would just as effective with the girls being carefully avoided. De Angelis is a natural funny-ker, which is the whole thing in the game.

**SOLOISTS ARE GOOD.**

There is one thing De Koven may be thanked for—your goodness, warlike of musical comedy performer cannot sing his outputs. The score demands volume of sound found in comic opera, and of a training that was had in some better class-room than the chorus. "The Beauty Spot" has a collection of musical stars. George J. MacFarlane as Jacques Bacardi admirably handles his selections; Viola Gillette, as Nishette, and Florence Martin, Nadine, have vocal powers that take them out of the musical comedy class. Principals and chorus singing is rather a remarkable thing, which is rather a remarkable thing for a comedy.

# NEWS OF THE OIL FIELDS

## BIG ELY COPPER SMELTER TO USE CALIFORNIA OIL

**Nevada Added to Long List of Customers for State's Fuel; Coalinga District Is Active**

ELY, Nev., Jan. 3.—The decision of the officials of the Steptoe Valley Smelting and Mining Company to install apparatus for the use of oil as fuel at the smelting works at McCall is a decided victory for the California product, marking as it does the displacement of coal at a plant where every possible fuel saving appliance known to modern science had already been installed.

Another big customer will thus be created for California oil which already goes to British Columbia, to Alaska, to the Orient, to Panama, and to every Pacific port in South America, even as far as Punta Arenas in the Straits of Magellan.

The question of fuel supply has always been a serious one with the Steptoe Company. Even with the help secured from the waste-heat boilers, the smelter requires an enormous amount of coal to make up the generation of 5000 horsepower which is about the required average from the Steptoe Company's power plant. All coal is shipped in from the mines in Utah and Wyoming and as it is absolutely necessary to maintain a large reserve supply, considerable loss has resulted from fire in the stock piles caused by spontaneous combustion. It was planned at one time to build a reservoir in which the reserve supply of coal could be kept submerged in water and thus avoid the danger from fire and loss from air-slacking.

**ASH AS FUEL.**

A large proportion of the fuel used at the boiler room of the Steptoe plant is derived from the ash from the reverberatory furnaces. The furnaces are fired with a good quality of lump coal and the ashes are extinguished by streams from a hose and sent to the boiler room bunkers without wasting or jiggling. About 60 per cent of the dry weight of the ashes is good fuel, about 30 per cent of the total consumed for power-house operation is derived from this source.

More than half of the steam required at the power house is furnished by the waste-heat boilers, of which there are ten, arranged in five batteries in the flues from the reverberatory furnaces. These, of course, would be just as effective with oil as fuel as they are under present conditions.

**1500 BARRELS DAILY.**

It is estimated that the Steptoe plant will use from 1200 to 1500 barrels of oil per day when the change now being made are completed. This, however, is not the limit of the Ely district's capacity for the use of this class of fuel. The Nevada Northern Railway, which handles from 7000 to 8000 tons of coal per day between the mines and the smelter besides a large general traffic, would be no small consumer of oil.

The claim has been made that the increased profits of the Southern Pacific, which have raised it from non-dividend paying to one of the best paying railroads in America, represent the economy resulting from the use of oil instead of coal. This is doubtless an exaggeration, but there is enough truth in it to typify the great industrial importance of the utilization of crude petroleum for generating power.

The freight-paying public of the Ely district has seen that the Nevada Northern has no need to introduce oil as fuel in order to be able to pay highly satisfactory dividends. However, as a subsidiary corporation of the Nevada Consolidated Copper Company, it is probable that its locomotives will be made over into oil-burners if the other big goliath properties in this district have the change.

**HEAVY CONSUMERS.**

At the great copper pit of the Newell Consolidated Company, the Copper Falls, half a dozen steam shovels and twelve number of small locomotives engaged in the removal of ore, are heavy consumers.

**QUESTIONS LIBERTY OF THIS COUNTRY**

**OLD ONE TOOTH ENDS HIS CAREER**

**Leo Tolstoi's Nephew Tries to Save Woman From Deportation.**

**Notorious Jaguar of Mexico Is Killed by American and Despised Dogs.**

**PITTSBURGH, Pa., Jan. 3.—John M. Phillips, state game commissioner, has returned from a jaguar hunting trip in Mexico with the skins of two of the beasts, one of which there hangs this tale:**

**Phillips was told of a jaguar which for more than 20 years had been killing men's stock—as many as 200 horses on one ranch having been its victims, according to tradition. The natives knew it as "Old One Tooth," and had never been able to run it down. They laughed at Phillips' dogs, which were a cross between bloodhounds and fox hounds, and said they were not much good. But the dogs, however, put the trail from a bull which the jaguar had killed and after a full-day chase succeeded in treeing it. When Phillips ended its notorious career with a .44, the skin, including a 20-inch tail, is 5 feet 9 inches long. The other jaguar was killed by Phillips' guide. They hunted on the million-acre ranch of I. C. Bricestone, a Wisconsin man.**

**SLEEPS DURING FIRE; ROOM IS UNHARMED**

**ENGINEER RUNS TRAIN WITH FRACTURED SKULL**

**FORTRESSVILLE, Pa., Jan. 3.—His skull burst by coming in contact with a water pipe as he leaned out of the cab of his engine, Martin Dieffenbacher, a Philadelphia and Reading Railroad passenger engineer, retained his senses long enough to bring his train to a standstill at the regular stopping place of the Middleport station, a distance of 400 feet, and then fell unconscious. His condition was overboard, but the room was left intact. The fire loss was \$10,000.**

**FOUNDER OF CRIPPLES' HOME DIES AT 76**

**CHICAGO, Jan. 3.—Rev. Isaac Prince, who founded the first home for crippled children in Chicago, died today aged 76.**

**In founding the home twenty years ago he had to save the entire savings of his life.**

**Dr. Prince was an army chaplain during the Civil War and afterward was appointed to a post in the hospital for crippled children in New York City.**

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**MORRISTOWN, N. J., Jan. 3.—Human hand thrust up through the floor covered a small stream near here last night to the discovery of the body of an unidentified man beneath the frozen surface. The head had been battered and crushed. Death had occurred a few days ago. Near the body was a woman found in the ice with clots of blood and human hair on the blade.**

**Nothing was found in a pocket that would aid in identifying the dead man.**

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## TRIBUNE'S PAGE OF SPORTS

Edited by EDDIE SMITH

## CHESTER KRUM OUTGAMES SPELLBOUND IN HANDICAP

CENTURYS FORFEIT FOOTBALL GAME TO THE WINGED V'S  
FAVORITE BEATEN  
IN FEATURE EVENT  
ON NEW YEAR'S DAYClever Two-Year-Old Oakland,  
Archibald Up, Takes First  
'Baby' Scramble

Breaking the record for the New Year handicap, held by old Advance Guard for the past ten years, Chester Krum yesterday afternoon hooked up with Spellbound and after a grueling stretch drive outgamed him to the wire by a head, thus winning the first big event of the New Year and turning the tables on the M. C. Prichard gelding, which won the Christmas handicap a week ago.

Well ridden by Mentry and with better racing luck than in the last race, Krum came from the rear in real race horse fashion and fighting it out with Spellbound, which set all the pace, overtook him in the final furlong and just did manage to forge to the front sufficiently to score by a head. Spellbound did his best, but had not enough left with which to block the winner's final stretch run. Arasoe easily took show honors from the other two.

Moyne's classy trick was the best horse yesterday and had to be to win. It can be said, however, that Spellbound was none too judiciously handled. Archibald made too much use of him in the first part and had nothing left with which to make his final run. Arasoe, going along in third place most of the time, was the most popular of any that has been adopted in recent years. One of the biggest crowds that ever assembled at the Oakland track witnessed the sport yesterday and when Chester Krum earned the rich prize after his grand struggle, he was cheered to echo. When it was discovered that John had hung up a new record for the New Year handicap, another round of applause rent the air, which was joined by men and women alike.

Every one was there to witness a good day's sport, and they realized the desire, as seldom is the case, to have near at hand.

Bowlers in Practice  
Roll Splendid GamesSacramento Defeats  
Vampires at Soccer

Excellent games were bowled on the Ninth street alleys last night when J. Bell, who did so well the night before, carried off the honors with E. Sebo next. The 25 Christmas prizes that we all have been awarded but I and the go to Williamson, Moore, Wood, Schinner, Cronin, Dilling, Flynn, McNamee, Kelton, Parker, Collette and Stratton. Captain Bush and Parker of the Old 4 took their balls and bowed a "ew game" yesterday at Clark's Lanes in San Francisco, while the men in the Eugene Tuesday evening January 3.

January 10 the Americans and Cardinals will roll on the Ninth alleys. These are class-A teams and nice bowling should result, as always will be in first-class condition.

Army Men Win Golf  
Matches at PresidioMidwinter Regatta in  
Progress at Tacoma

Copone Ladd and Major Day won the section of the golf tournament at the Presidio Golf Club in San Francisco yesterday. Both the President's cup, which went to the winner of the first flight, and the club cup, decided for the winner of the second flight, were taken by the army.

Copone Ladd had to play H. B. Keith in the final. Keith was called upon to give up a handicap of two strokes and to give up his best enough to lose the match for Keith.

In the second flight Major Day won from H. W. Postlethwaite, two up to one to play. Postlethwaite had to allow a handicap of six strokes.

The eighteen-hole handicap match, played yesterday in the afternoon, was won by R. H. Postlethwaite, with a net score of 75, sweepstakes in which many of the club members took part was won by H. B. Keith with a score of 74 net.

Hal Chase Will Play  
Wright at Billiards

## RACING

Hal Chase, the famous captain manager of the New York Highlanders will play an exhibition three cushion billiard match against Chic Wright in Wright's billiard palace in San Francisco, this evening. Besides being a wonderful ball tosser, Chase is handy with the cue, especially the three cushion game. Wright is not quite so familiar with this particular style of play and in this reason Chase believes that the ball-player will give the great billiard expert quite a battle.

Billy Dorey in Brooklyn has an organization named, "The Billy Dorey Club," and holds the title of standard-bearer. Some politicians want him to enter politics.

Joe Dorey, the former Yankee pitcher, is to be with the Baltimore Club next season. Dorey is not worrying much about a job. He has \$20,000 invested in real estate and does well.

## Gotch Has the Chip. Can the Other Get It?

ROWDY BULLIES ON SIDE LINES MAR  
CENTURY-WINGED "V" FOOTBALL GAMEDisgraceful Scene Is Climax of Contest at Vallejo  
Wherein Oakland's Representatives  
Lose by a 6-0 Score

By EDDIE SMITH.

Those fair-minded citizens of Vallejo and surely there must be some who visited Oakland with the Winged "V" team and witnessed the fair treatment they received at the hands of the Oaklanders must have hung their heads in shame at the actions of their fellow townsmen yesterday afternoon when they failed to show the first principles of sportsmanship, an absolute unfairness in their practice, the same boys and from the start displayed a spirit of bullyism that could hardly help being repulsive to even the most rabid rooter for the Winged "V" team.

Eighteen years' experience in following all sorts of athletic endeavor, which carries us back to the days of the sand lot ball games in which the cry "mob the umpire," was an almost weekly occurrence, fails to bring to mind a gathering so unjustly severe on a visiting team. It was the worst crowd in this respect that I ever saw. In fact, for the first time in my life I had the misfortune of witnessing a crowd in a stadium that would not let the visitors in as it entered the gate prior to any play whatsoever. And, as mind you, in the face of the fair treatment their team had received while in Oakland.

## NO INDIVIDUAL BLAME.

It would be unfair to pick out the individual or to give the management of the Vallejo team any particular credit for the actions of those who had put on an exhibition to the gate and this we are not going to do, for we have no proof that they participated in the rioting that took place or that they worked the crowd up to the pitch which resembled the riotous spirit of a lot of half-civilized Indians along the side lines started the cry, "Put 'Dog Face' Incell" out of the game."

## NO EFFORT TO CHECK IT.

Not once were the supposed policemen (Continued on Next Page.)

U. C. RUGBY  
TEAM WINS  
TROPHYSPORTING  
NOTES

Buck Crouse of Pittsburg and Paddy Levin of Buffalo, long-time residents at Akron, O., yesterday, to a draw. Levin had a little the better of the bout, but neither man was able to inflict much punishment.

The Cornell University hockey team made it three straight victories over Yale in Chicago yesterday, when it won the final game of the series, 4 to 2.

George Hackenschmidt defeated A. O. Perdello, the Italian champion, in a wrestling match in Sioux City, Ia., yesterday, in straight falls.

Two ten-round bouts in the lightweight class were fought here—Cleveland's light class was fought by Frank Kohler of Cleveland, who had a slight advantage in weight, although California's opponents two fighters in the final bout the score would have stood 9-3 in their favor.

The most exciting event of the day was the half-mile cutter race between the crews of the Tacoma, Seattle and Bremerton naval militia won by the Tacoma men by a third of a length. All three boats finished within a half boat's length.

There was little wind and the sailboats were becalmed, only two finishing their courses within the two-hour time allowance.

## CALIFORNIA'S FAST.

In yesterday's game Victoria had slightly the better of Frank Phillips although California's opponents two fighters in the final half the score would have stood 9-3 in their favor.

Kid Ross of New York knocked out Johnny Hughes of Denver in the third round of a scheduled 2-round go before the Cheyenne, Wyo., athletic Club last night. The men were lightweights.

The scoring was done in the first half, Victoria scoring three points from a twenty-yard kick and the visitors from a forty-five-yard kick. The kick was taken by S. Gillespie, a Victoria forward. California scored from a long throw in the line near the close of the half. Evans failed to convert the try, the ball falling short.

## EFFECTIVE DEFENSE.

The second half gave the Californians the kick-off. The effective defense of Victoria was quickly shown when the ball

FLYNN IS WINNER  
OVER CAPONI IN  
THE NINTH ROUNDBig Fireman Puts Italian Out  
After Having Had Worst  
of the Milling

By EDDIE SMITH.

As we predicted in the issue yesterday, Jim Flynn won his battle from Tony Caponi with a knockout in the ninth round. Caponi surprised the fans at the ringside with his cleverness and we must admit that he made a better showing against the rough fireman than we expected, but the inevitable had to happen. Caponi is not strong enough to hold men of the Flynn type off and when he began to tire the fireman had no trouble in putting him away.

Prior to the win, however, the Italian had battered the Puerto Rican up the better at the ring side when he had laid 2 to 1 that the fireman would win to rish they had laid off the betting. Caponi made a game showing and was not entirely knocked out when Referee Charlie Byton ordered his seconds to him to rise and carry for their man. After a few minutes rest Caponi left the arena rash and unmarked but still a beaten man.

## WELSH TO LEAVE ENGLAND.

In a letter received this morning from England we are informed that Freddie Welsh, undisputed lightweight champion of England, will leave for America in short time for another tour of this country. Freddie has been on the road before and has a world of friends here who will wish him well. It is the intention of Welsh to come here in quest of a match with Owen Moran and Al Wolquist, especially the latter. Freddie wants to annex the world's championship if he can and if he is the same Welsh who performed on this side of the Atlantic a year ago he will come mighty soon doing so.

Welsh is a great little man with a style of milling all his own. He may have some trouble in beating Wolquist, but he can take the measure of Moran at any time. Welsh not long ago beat Jim Driscoll in a battle for the lightweight championship of England. Of course Driscoll is a featherweight, but he was looked upon as having a good chance with Welsh and he took it to his sorrow.

## WHEELMEN PLAN SHOW.

The Oakland Wheelmen Club are trying on staging a show in this city on the second Friday night of the present month at the Hotel Lorraine. LaCroix and Jimmy Fifteen will be the contestants in a six-round main event. Fifteen will prove a great trial horse for LaCroix, whose showing with Nelson boosted his stock considerably.

Over in Vallejo last night Ray Bachman gained the decision over Barney Driscoll of Vallejo after ten rounds of fast milling. For the first five rounds the contest was dead and even, but after a few rounds the Puerto Rican gained a decided lead. At the end of the tenth round Referee Tobe Irwin awarded the decision to Bachman. A good crowd was on hand to see the match.

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